

IDAPA 02 - DEPARTMENT OF AGRICULTURE
02.04.31 - RULES GOVERNING AGRICULTURAL WASTE

DOCKET NO. 02-0431-0901

NOTICE OF INTENT TO PROMULGATE RULES - NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Section 67-5221(1), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Section 22-110(1), Idaho Code.

MEETING SCHEDULE: Public negotiated rulemaking meetings will be held during August and September 2009. Please contact the Idaho State Department of Agriculture (ISDA) at 208-332-8550 to be included on the distribution list for the meeting announcements.

METHOD OF PARTICIPATION: Persons wishing to participate in the informal negotiated rulemaking must do one of the following:

Attend the negotiated rulemaking meeting(s) or provide written comments via U.S. Postal Mail, email, or facsimile on or before September 30, 2009.

DESCRIPTIVE SUMMARY: The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principle issues involved:

ISDA has determined that it is necessary for ISDA to specifically establish the acceptable setback distance for agricultural waste storage and to develop environmental requirements to ensure the storage of agricultural waste does not significantly impact the environment. These rules are intended to apply to agricultural waste storage on property other than agricultural waste storage governed by IDAPA 02.04.14, "Rules Governing Dairy Waste", and IDAPA 02.04.15, "Rules Governing Beef Cattle Animal Feeding Operations".

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the negotiated rulemaking, contact John Bilderback, Section Manager, Dairy and CAFO Programs, 208-332-8550 or john.bilderback@agri.idaho.gov.

Anyone may deliver written comments regarding the negotiated rulemaking on or before September 30, 2009.

Signed this 16th Day of July, 2009.

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